

referred to the Committee on Labor and Public Welfare and ordered to be printed in the RECORD, as follows:

S. 555

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Older American Community Service Employment Act".

OLDER AMERICAN COMMUNITY SERVICE
EMPLOYMENT PROGRAM

SEC. 2. (a) In order to foster and promote useful part-time work opportunities in community service activities for unemployed low-income persons who are fifty-five years old or older and who have poor employment prospects, the Secretary of Labor (hereinafter referred to as the "Secretary") is authorized to establish an older American community service employment program (hereinafter referred to as the "program").

(b) In order to carry out the provisions of this Act, the Secretary is authorized—

(1) to enter into agreements with public or private nonprofit agencies or organizations, agencies of a State government or a political subdivision of a State (having elected or duly appointed governing officials), or a combination of such political subdivisions, in order to further the purposes and goals of the program. Such agreements may include provisions for the payment of costs, as provided in subsection (c), of projects developed by such organizations and agencies in cooperation with the Secretary in order to make the program effective or to supplement it. No payments shall be made by the Secretary toward the cost of any project established or administered by any such organization or agency unless he determines that such project—

(A) will provide employment only for eligible individuals, except for necessary technical, administrative, and supervisory personnel, but such personnel shall, to the fullest extent possible, be recruited from among eligible individuals;

(B) will provide employment for eligible individuals in the community in which such individuals reside, or in nearby communities;

(C) will employ eligible individuals in services related to publicly owned and operated facilities and projects, or projects sponsored by organizations exempt from taxation under the provisions of section 501(c)(3) of the Internal Revenue Code of 1954 (other than political parties), except projects involving the construction, operation, or maintenance of any facility used or to be used as a place for sectarian religious instruction or worship;

(D) will contribute to the general welfare of the community;

(E) will provide employment for eligible individuals who do not have opportunities for other suitable public or private paid employment, other than projects supported under the Economic Opportunity Act of 1964, or under this Act;

(F) will result in an increase in employment opportunities for eligible individuals, and will not result in the displacement of employed workers or impair existing contracts;

(G) will utilize methods of recruitment and selection (including, but not limited to, listing of job vacancies with the employment agency operated by any State or political subdivision thereof) which will assure that the maximum number of eligible individuals will have an opportunity to participate in the project;

(H) will include such short-term training as may be necessary to make the most effective use of the skills and talents of those individuals who are participating, and will provide for the payment of the reasonable expenses of individuals being trained, including a reasonable subsistence allowance;

(I) will assure that safe and healthy con-

ditions of work will be provided, and will assure that persons employed under such programs will be paid at rates comparable to the rates of pay prevailing in the same labor market area for persons employed in similar occupations, but in no event shall any person employed under such programs be paid at a rate less than that prescribed by section 6(a)(1) of the Fair Labor Standards Act of 1938, as amended;

(J) will be established or administered with the advice of persons competent in the field of service in which employment is being provided, and of persons who are knowledgeable with regard to the needs of older persons; and

(K) will authorize pay for transportation costs of eligible individuals which may be incurred in employment in any project funded under this Act in accordance with regulations promulgated by the Secretary; and

(2) to make, issue, and amend such regulations as may be necessary to effectively carry out the provisions of this Act.

(c)(1) The Secretary is authorized to pay not to exceed 90 per centum of the cost of any project which is the subject of an agreement entered into under subsection (b), except that the Secretary is authorized to pay all of the costs of any such project which is (A) an emergency or disaster project or (B) a project located in an economically depressed area as determined in consultation with the Secretary of Commerce and the Director of the Office of Economic Opportunity.

(2) The non-Federal share shall be in cash or in kind. In determining the amount of the non-Federal share, the Secretary is authorized to attribute fair market value to services and facilities contributed from non-Federal sources.

ADMINISTRATION

SEC. 3. (a) In order to effectively carry out the purposes of this Act, the Secretary is authorized to consult with agencies of States and their political subdivisions with regard to—

(1) the localities in which community service projects of the type authorized by this Act are most needed;

(2) consideration of the employment situation and the types of skills possessed by available local individuals who are eligible to participate; and

(3) potential projects and the number and percentage of eligible individuals in the local population.

(b) The Secretary shall encourage those agencies and organizations administering community service projects which are eligible for payment under section 2(b) to coordinate their activities with agencies and organizations which are conducting existing programs of a related nature which are being carried out under a grant or contract made under the Economic Opportunity Act of 1964. The Secretary may make arrangements to include such projects and programs within a common agreement.

(c) In carrying out the provisions of this Act, the Secretary is authorized to use, with their consent, the services, equipment, personnel, and facilities of Federal and other agencies with or without reimbursement, and on a similar basis to cooperate with other public and private agencies and instrumentalities in the use of services, equipment, and facilities.

(d) The Secretary shall establish criteria designed to assure equitable participation in the administration of community service projects by agencies and organizations eligible for payment under section 2(b).

(e) The Secretary shall not delegate his functions and duties under this Act to any other department or agency of Government.

PARTICIPANTS NOT FEDERAL EMPLOYEES

SEC. 4. (a) Eligible individuals who are employed in any project funded under this Act shall not be considered to be Federal em-

ployees as a result of such employment and shall not be subject to the provisions of part III of title 5, United States Code.

(b) No contract shall be entered into under this Act with a contractor who is, or whose employees are, under State law, exempted from operation of the State workmen's compensation law, generally applicable to employees, unless the contractor shall undertake to provide either through insurance by a recognized carrier, or by self-insurance, as allowed by State law, that the persons employed under the contract, shall enjoy workmen's compensation coverage equal to that provided by law for covered employment. The Secretary may establish standards for severance benefits, in lieu of unemployment insurance coverage, for eligible individuals who have participated in qualifying programs and who have become unemployed.

INTERAGENCY COOPERATION

SEC. 5. The Secretary shall consult and cooperate with the Office of Economic Opportunity, the Administration on Aging, and any other related Federal agency administering related programs, with a view to achieving optimal coordination with such other programs and shall promote the coordination of projects under this Act with other public and private programs or projects of a similar nature. Such Federal agencies shall cooperate with the Secretary in disseminating identification and interests of individuals under this Act and in promoting the identification and interests of individuals eligible for employment in projects funded under this Act.

EQUITABLE DISTRIBUTION OF ASSISTANCE

SEC. 6. The Secretary shall establish criteria designed to achieve an equitable distribution of assistance under this Act among the States and between urban and rural areas, but no State shall receive more than 12 per centum of any money appropriated in any fiscal year to carry out the provisions of this Act.

DEFINITIONS

SEC. 7. As used in this Act—

(a) "State" means any of the several States of the United States, the District of Columbia, Puerto Rico, the Virgin Islands, American Samoa, Guam, and the Trust Territory of the Pacific Islands;

(b) "eligible individual" means an individual who is fifty-five years old or older, who has a low income, and who has or would have difficulty in securing employment;

(c) "community service" means social, health, welfare, educational, library, recreational, and other similar services; conservation, maintenance or restoration of natural resources; community betterment or beautification; antipollution and environmental quality efforts; economic development; and such other services which are essential and necessary to the community as the Secretary, by regulation, may prescribe.

AUTHORIZATION OF APPROPRIATIONS

SEC. 8. There are hereby authorized to be appropriated \$35,000,000 for the fiscal year ending June 30, 1972, and \$60,000,000 for fiscal year ending June 30, 1973.

ADDITIONAL COSPONSORS
OF BILLS

S. 343

At the request of the Senator from New Jersey (Mr. CASE), the Senator from Florida (Mr. CHILES), the Senator from Missouri (Mr. EAGLETON), the Senator from Maine (Mr. MUSKIE), and the Senator from Illinois (Mr. STEVENSON) were added as cosponsors of S. 343 to promote public confidence in the legislative, executive, and judicial branches of the Government of the United States.

S. 485

At the request of the Senator from Michigan (Mr. GRIFFIN), the Senator from Nevada (Mr. CANNON) was added as a cosponsor of S. 485 to amend the Communications Act of 1934 to provide that certain aliens admitted to the United States for permanent residence shall be eligible to operate amateur radio stations in the United States and to hold licenses for their stations.

ADDITIONAL COSPONSORS OF A JOINT RESOLUTION

SENATE JOINT RESOLUTION 10

At the request of the Senator from Oklahoma (Mr. BELLMON), on behalf of the Senator from Tennessee (Mr. BROCK), the Senator from Kentucky (Mr. COOPER), the Senator from Nevada (Mr. BIBLE), the Senator from Nebraska (Mr. HRUSKA), and the Senator from Utah (Mr. BENNETT) were added as cosponsors of Senate Joint Resolution 10, to authorize the President to designate the period beginning March 21, 1971, as "National Week of Concern for Prisoners of War/Missing in Action."

SENATE RESOLUTION 36—SUBMISSION OF A RESOLUTION TO ESTABLISH A SELECT COMMITTEE ON NATIONAL SECURITY POLICY

Mr. CASE. Mr. President, I submit a resolution to establish a Select Committee on National Security Policy, and I ask unanimous consent that it be referred to two committees, the Committee on Armed Services and the Committee on Foreign Relations.

The PRESIDING OFFICER. Is there objection?

Mr. ERVIN. Mr. President, reserving the right to object, does not the Senator from New Jersey feel that there is a danger of that resolution receiving a somewhat schizophrenic consideration if it is referred to two committees?

Mr. CASE. The adjective is something the Senator from New Jersey missed. What was the adjective?

Mr. ERVIN. Schizophrenic.

Mr. CASE. Oh.

Mr. ERVIN. In other words, there might be a schizophrenic result if the consideration of the resolution were split between two committees.

Mr. CASE. The Senator from New Jersey appreciates the solicitude of the Senator from North Carolina. He thinks, though, that since the subject matter impinges on the jurisdiction of both these committees, he has to take that chance.

Mr. ERVIN. It is like the old adage of escaping one rock and falling on another. The danger the Senator from North Carolina is worried about is the future welfare of the resolution offered by the Senator from New Jersey. He does not want it to suffer the consequences of the possibility that it might find a favorable reception in one committee and an unfavorable reception in another.

Mr. CASE. The Senator from New Jersey appreciates the solicitude of the Senator from North Carolina.

The PRESIDING OFFICER. Is there objection to the request of the Senator from New Jersey? Without objection, it is so ordered.

The resolution (S. Res. 36), which reads as follows, was referred to the Committees on Armed Services and Foreign Relations, by unanimous consent:

S. Res. 36

Resolution to establish a Select Committee on National Security Policy

Whereas it is essential to provide an effective mechanism by which the Senate can regularly and continuously examine the foreign policy objectives and the security requirements of the United States and the military capabilities needed to meet such objectives and requirements: Now, therefore, be it

Resolved, That (a) there is hereby established a select committee of the Senate to be known as the Select Committee on National Security Policy (referred to hereinafter as the committee") composed of ten members of the Senate appointed as follows:

(1) five members from the Committee on Foreign Relations to be appointed by the chairman of that committee, three of whom shall be from the majority party and two of whom shall be from the minority party; and

(2) five members from the Committee on Armed Services to be appointed by the chairman of that committee, three of whom shall be from the majority party and two of whom shall be from the minority party.

(b) One of the members of the committee shall be designated by the majority leader of the Senate to serve as chairman of the committee. Vacancies in the membership of the committee shall not affect the authority of the remaining members to execute the functions of the committee and shall be filled in the same manner as original appointments thereto are made.

(c) A majority of the members of the committee shall constitute a quorum thereof for the transaction of business, except that the committee may fix a lesser number as a quorum for the purpose of taking sworn testimony. The committee shall adopt rules of procedure not inconsistent with the rules of the Senate governing standing committees of the Senate.

(d) The committee shall have no authority to report any legislative measure to the Senate nor shall it otherwise have legislative jurisdiction.

Sec. 2. (a) It shall be the function of the committee to—

(1) assess the foreign policy objectives of the United States with a view to determining how such objectives relate to the maintenance of American security;

(2) review the appropriateness of this Nation's commitments abroad in relation to such objectives;

(3) evaluate the general contingencies under which the United States is prepared to employ military force to meet its foreign policy objectives, to carry out its commitments abroad, and to protect its security interest; and

(4) examine the missions and capabilities of major United States military components in terms of the contingencies they are designed to meet and the foreign policy objectives which they are intended to serve.

In carrying out this function, the committee shall, insofar as it is practicable to do so, determine the respective policy objectives which can be achieved at various alternative military force levels, identifying within such levels the principal missions, capabilities, and costs of major military components in such detail as is necessary.

(b) The committee shall submit an annual report to the Senate not later than May 15 of each year, the first report to be submitted not later than May 15, 1971. Each annual

report shall contain a comprehensive summary of the work of the committee during the preceding year and shall include such recommendations as the committee deems appropriate with regard to the matters referred to in subsection (a) above. The committee shall from time to time make such other reports and recommendations to the Senate as it deems in the national interest.

Sec. 3. (a) For the purposes of this resolution, the committee is authorized to (1) make such expenditures; (2) hold such hearings; (3) sit and act at such times and places during the sessions, recesses, and adjournment periods of the Senate; (4) require by subpoena or otherwise the attendance of such witnesses and the production of such correspondence, books, papers, and documents; (5) administer such oaths; (6) take such testimony orally or by deposition; (7) employ and fix the compensation of such technical, clerical, and other assistants and consultants; and (8) enter into such contracts with private organizational and individual consultants as it deems advisable.

(b) Upon request made by the members of the committee selected from the minority party, the committee shall appoint one assistant or consultant designated by such members. No assistant or consultant appointed by the committee may receive compensation at an annual gross rate which exceeds by more than \$2,800 the annual gross rate of compensation of any individual so designated by the minority members of the committee.

(c) With the consent of the department or agency concerned, the committee may (1) utilize the services, information, and facilities of the General Accounting Office or any department or agency in the executive branch of the Government, and (2) employ on a reimbursable basis or otherwise the services of such personnel of any such department or agency as it deems advisable. With the consent of the chairman of any other committee of the Senate, the committee may utilize the facilities and the services of the staff of such other committee of the Senate, or any subcommittee thereof, whenever the chairman of the committee determines that such action is necessary and appropriate.

(d) Subpenas may be issued by the committee over the signature of the chairman or any other member designated by him, and may be served by any person designated by such chairman or member. The chairman of the committee or any member thereof may administer oaths to witnesses.

Sec. 4. The expenses of the committee under this resolution shall be paid from the contingent fund of the Senate upon vouchers approved by the chairman of the committee.

SENATE RESOLUTION 37—SUBMISSION OF A RESOLUTION ON CHINA POLICY

Mr. JAVITS. Mr. President, on behalf of myself and Senators CASE, HART, HUGHES, INOUE, KENNEDY, MONDALE, STEVENSON, SYMINGTON, and WILLIAMS, I introduce a resolution regarding the question of United States-China policy, with particular reference to Chinese representation in the United Nations.

On the great question of Chinese representation in the United Nations, the vote last November clearly marked the end of an era. This year—when the vote is taken in November—we are likely to witness the long-delayed "moment of truth" respecting the admission of Communist China into the United Nations. It is essential for U.S. diplomacy to adjust to this reality and to adopt a constructive posture. As the Nation which